

**TWELFTH LEGISLATIVE DAY
FRIDAY, JANUARY 20, 2006**

House of Representatives

The House convened at 8 a.m., the Speaker in the Chair.

Roll call showed 51 members present.

Absent and excused -- Bayer, Bedke, Bell, Bolz, Crow, Field(23), Hart, Harwood, Henbest, Henderson, Loertscher, McKague, Miller, Mitchell, Ringo, Skippen, Smith(24), Snodgrass, Trail. Total -- 19.

Total -- 70.

Prayer was offered by Chaplain Jim Hardenbrook.

The Pledge of Allegiance was led by Katrina Smith, Page.

Approval of Journal

January 20, 2006

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Eleventh Legislative Day and recommend that same be adopted as corrected.

FIELD(18), Chairman

Mrs. Field(18) moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

There being no objection, the House advanced to the Eleventh Order of Business.

Third Reading of Bills and Joint Resolutions

H 403 was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Eskridge to open debate.

The question being, "Shall **H 403** pass?"

Roll call resulted as follows:

AYES -- Anderson, Andrus, Barraclough, Barrett, Bastian, Bilbao, Black, Block, Boe, Brackett, Bradford, Cannon, Chadderdon, Clark, Collins, Deal, Denney, Edmunson, Ellsworth, Eskridge, Field(18), Garrett, Jaquet, Kemp, Lake, LeFavour, Martinez, Mathews, McGeachin, Moyle, Nielsen, Nonini, Pasley-Stuart, Pence, Raybould, Ring, Roberts, Rusche, Rydall, Sali, Sayler, Schaefer, Shepherd(2), Shepherd(8), Shirley, Smith(30), Smylie, Stevenson, Wills, Wood, Mr. Speaker. Total -- 51.

NAYS -- None.

Absent and excused -- Bayer, Bedke, Bell, Bolz, Crow, Field(23), Hart, Harwood, Henbest, Henderson, Loertscher, McKague, Miller, Mitchell, Ringo, Skippen, Smith(24), Snodgrass, Trail. Total -- 19.

Total -- 70.

Whereupon the Speaker declared **H 403** passed the House. Title was approved and the bill was ordered transmitted to the Senate.

There being no objection, the House returned to the Fourth Order of Business.

**Consideration of Messages from the
Governor and the Senate**

January 19, 2006

Mr. Speaker:

I transmit herewith **S 1263** which has passed the Senate.

WOOD, Secretary

S 1263 was filed for first reading.

Report of Standing Committees

January 20, 2006

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION report that we have printed **H 409, H 410, H 411, H 412, H 413, H 414, H 415, H 416, H 417, H 418, H 419, H 420, H 421, H 422, H 423, H 424, H 425, H 426, H 427, H 428, and H 429.**

FIELD(18), Chairman

H 410, H 411, and H 412 were referred to the Agricultural Affairs Committee.

H 413, H 414, H 415, H 416, and H 417 were referred to the State Affairs Committee.

H 418, H 419, H 420, H 421, H 422, H 423, H 424, H 425, H 426, H 427, H 428, and H 429 were referred to the Revenue and Taxation Committee.

H 409 was filed for second reading.

There being no objection, the House advanced to the Eighth Order of Business.

**Introduction, First Reading, and Reference
of Bills and Joint Resolutions**

**HOUSE BILL NO. 430
BY JUDICIARY, RULES, AND ADMINISTRATION
COMMITTEE
AN ACT**

RELATING TO MENTAL HEALTH RECORDS OF OFFENDERS; AMENDING CHAPTER 2, TITLE 18, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 18-217, IDAHO CODE, TO PROVIDE FOR THE TRANSMISSION OF CERTAIN MENTAL HEALTH RECORDS FOR OFFENDERS UNDER CERTAIN CONDITIONS AND TO PROVIDE THAT

NO COURT ORDER OR INDIVIDUAL AUTHORIZATION IS REQUIRED EXCEPT IN THE CASE OF SUBSTANCE ABUSE RECORDS.

HOUSE BILL NO. 431
BY JUDICIARY, RULES, AND ADMINISTRATION
COMMITTEE

AN ACT

RELATING TO DETENTION WITHOUT HEARING FOR CERTAIN MENTALLY ILL PERSONS; AMENDING SECTION 66-326, IDAHO CODE, TO PROVIDE THAT PROBATION AND PAROLE OFFICERS SHALL BE DEFINED AS PEACE OFFICERS AUTHORIZED TO ARREST AND PLACE MENTALLY ILL OR IMMINENTLY DANGEROUS PROBATIONERS AND PAROLEES IN A MENTAL HEALTH TREATMENT FACILITY.

HOUSE BILL NO. 432
BY JUDICIARY, RULES, AND ADMINISTRATION
COMMITTEE

AN ACT

RELATING TO THE SMALL LAWSUIT RESOLUTION ACT; AMENDING SECTION 2, CHAPTER 137, LAWS OF 2002, TO REMOVE A SUNSET CLAUSE; AND DECLARING AN EMERGENCY.

HOUSE BILL NO. 433
BY BUSINESS COMMITTEE
AN ACT

RELATING TO THE IDAHO PETROLEUM CLEAN WATER TRUST FUND ACT; PROVIDING LEGISLATIVE INTENT AND PROVIDING DIRECTION TO THE STATE CONTROLLER; AMENDING SECTION 41-4904, IDAHO CODE, TO REVISE COMPENSATION TO THE BOARD OF TRUSTEES OF THE IDAHO PETROLEUM CLEAN WATER TRUST FUND; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

H 430, H 431, H 432, and H 433 were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

S 1263, by Finance Committee, was introduced, read the first time by title, and filed for second reading.

There being no objection, the House advanced to the Tenth Order of Business.

Second Reading of Bills and Joint Resolutions

H 404, by Appropriations Committee, was read the second time by title and filed for third reading.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 11:30 a.m.,

Monday, January 23, 2006. Seconded by Mr. Sayler. Motion carried.

Whereupon the Speaker declared the House adjourned at 8:22 a.m.

BRUCE NEWCOMB, Speaker

ATTEST:

PAMM JUKER, Chief Clerk